

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL MEMORANDUM

HB 1258 – SB 1534

April 14, 2009

SUMMARY OF AMENDMENT (005905): Deletes all language after the enacting clause. Creates the Tennessee Second Look Commission to review cases and procedures related to child sexual abuse. The Commission is administratively attached to the Administrative Office of the Courts (AOC). Requires the Commission to review cases from the initial report of alleged abuse through to a finding or criminal conviction of abuse. Requires the Commission to meet at least quarterly and the first meeting to be no later than October 1, 2009. Written minutes of all meetings shall be kept and all research shall be organized and consolidated for future reference. The Executive Director of Tennessee's Chapter on Children's Advocacy Center's shall be reimbursed for travel and per diem expenses. The remaining 15 non-legislative members will not receive per diem reimbursement. Requires the Commission to submit a report regarding the development of protocol for the collection of data by February 10, 2010. Requires the Commission to report regarding its findings and recommendations no later than January 1, 2011, and each January thereafter. The required reports are to be submitted to the Governor, the Senate and House of Representatives Judiciary Committees, The Senate General Welfare, Health and Human Resources Committee, the House of Representatives Children and Family Affairs Committee, and the Select Committee on Children and Youth.

FISCAL IMPACT OF ORIGINAL BILL:

Increase State Expenditures - \$10,000/One-Time
\$145,400/Recurring
\$2,900/Each One-Day Meeting

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Increase State Expenditures - \$10,000/One-Time
\$145,400/Recurring
\$3,800/Each One-Day Meeting

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Assumptions applied to amendment:

- The AOC would require one additional staff attorney to assist the Commission. Recurring expenditures of \$83,264 reflect \$60,336 for salary and \$22,928 for benefits. An additional analyst position would also be necessary at recurring expenditures of \$62,100 for salary (\$45,000) and benefits (\$17,100). One-time expenditures of \$10,000 for these two positions (\$5,000 for computer, furniture, and related items).
- Travel and per diem expenses for four legislative members of \$1,301.76 per meeting (\$171 per diem plus \$154.44 mileage for each member).
- A recurring increase in travel and per diem expenses for the Executive Director of Tennessee's Chapter on Children's Advocacy Center's is estimated at \$325.44 per meeting (\$171 per diem plus \$154.44 mileage).
- Travel expenses for 14 non-legislative members of \$2,162.16 per meeting (\$154.44 x 14).
- Total recurring expenses of \$3,789.36 for each one-day meeting (\$1,301.76 + \$325.44 + \$2,162.16).
- The Commissioner of Children's Services and the Executive Director of AOC will not receive per diem or mileage reimbursement.
- Additional assistant district attorney or assistant public defender positions cannot be created or funded absent statutory authorization.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White". The signature is fluid and cursive, with the first name "James" written in a smaller, more compact script than the last name "White".

James W. White, Executive Director

/lsc